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9 ZYNGA INC.

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN JOSE DIVISION

13  
14 ZYNGA INC., a Delaware Corporation,

15 Plaintiff,

16 v.

17 VOSTU USA, INC., a Delaware Corporation;  
18 VOSTU LLC, a Delaware Corporation; VOSTU,  
19 LLC, a Delaware Corporation; VOSTU, LTD., a  
Cayman Islands Corporation; and DOES 1-5,

20 Defendants.  
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24  
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CASE NO. CV 11-2959 EJD

STIPULATION AND [PROPOSED]  
ORDER STAYING PROCEEDINGS TO  
PERMIT SETTLEMENT DISCUSSIONS

1 Plaintiff ZYNGA INC. ("Plaintiff") and Defendants VOSTU USA, INC., VOSTU LLC,  
2 VOSUT, LLC and VOSTU, LTD. ("Defendants"), through their respective counsel of record,  
3 hereby stipulate and agree as follows:

4 **RECITALS**

5 WHEREAS on October 11, 2011, Plaintiff and Defendants (collectively the "Parties")  
6 conducted a mediation before the Honorable Judge William Cahill (Ret.); and

7 WHEREAS following the mediation the Parties are continuing their negotiations towards a  
8 resolution of this matter; and  
9

10 WHEREAS the Initial Case Management Conference is currently scheduled for Friday,  
11 November 4, 2011; and

12 WHEREAS the parties have each served discovery in this action; and  
13

14 WHEREAS Vostu's deadline to amend its counterclaims as a matter of right is October 20,  
15 2011; and

16 WHEREAS the Parties agree that it is in their mutual best interest, as well as in the interest  
17 of judicial efficiency, for all litigation between the parties worldwide to be stayed for a reasonable  
18 period of time to allow the Parties to focus their efforts on concluding a settlement; and  
19

20 WHEREAS a brief stay in this action will not affect any dates on the Court's calendar other  
21 than the November 4, 2011, Initial Case Management Conference.

22 **STIPULATION**  
23

24 Based on the foregoing recitals, the Parties hereby stipulate and agree as follows:  
25

- 1 1. The Initial Case Management Conference currently scheduled for November 4, 2011 shall  
2 be taken off calendar.
- 3 2. All pending dates and deadlines in this action shall be stayed.
- 4 3. The deadline for Vostu to file amended counterclaims as a matter of right shall be extended  
5 until 10 business days after the lifting of the stay.
- 6 4. The Parties shall report to the Court on their progress negotiating a final settlement  
7 agreement, and cooperate in proposing any next steps, no later than December 2, 2011.
- 8 5. Either Party may move *ex parte* with two business days notice to petition the Court to lift  
9 the stay.
- 10
- 11
- 12
- 13

14 Dated: October 21, 2011

KEATS MCFARLAND & WILSON LLP

15  
16 By: /s/

17 Dennis L. Wilson  
18 Attorneys for Plaintiff  
ZYNGA INC.

19  
20 Dated: October 21, 2011

MUNGER, TOLLES & OLSON LLP

21  
22  
23 By: /s/

24 Carolyn Hoecker Luedtke  
25 Attorneys for Defendants  
VOSTU USA, INC., VOSTU LLC and  
VOSTU, LTD.

WINSTON & STRAWN LLP

By: /s/  
Andrew P. Bridges  
Attorneys for Defendants  
VOSTU USA, INC., VOSTU LLC and  
VOSTU, LTD.

SIGNATURE ATTESTATION: I hereby attest that I have authorization on file for any signatures indicated by a conformed signature within this e-filed document

/s/  
Dennis L. Wilson

**ORDER**

Pursuant to the stipulation of the Parties, **IT IS SO ORDERED.**

Date: \_\_\_\_\_

\_\_\_\_\_  
Honorable Edward J. Davila  
United States District Judge